IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE FOURTEENTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE A.GOPAL REDDY

WRIT PETITION NO : 18992 of 2004

Between:

Kummari Mallaiah, S/o. Muthaiah,
R/o. Almasguda Village, Saroornagar - Mandal,
Ranga Reddy District.

..... PETITIONER

AND

1 The District Collector, Ranga Reddy District, Lakdi-ka-pool,

Hyderabad.
2 The Revenue Divisional Officer, East Division, Ranga Reddy

District, Malakunta, Goshamahal, Hyderabad.
3 The Deputy Collector & Mandal Revenue Officer,
Saroorngar Mandal, Saroorngar -PO, R.R. District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ or order or direction more particularly one in the nature of Mandamus declaring the action of the respondents in not considering the case of the petitioner and not issuing the pattedar pass books and title deeds in favour of the petitioner by mutating the name of the petitioner in all relevant revenue records as illegal, arbitrary and violation of Articles 14, 16 and 21 of the constitution of India with consequential directions to the respondents to consider the case of the petitioner to issue pattedar pass book and title deeds to an extent of 4 acres in survey No. 84 situated at Almasguda Village, Saroornagar-Mandal, R.R. District in favour of the Petitioner by mutating the name of the petitioner in all revenue records.

Counsel for the Petitioner:MR.S.SRINIVASA SHARMA

Counsel for the Respondents 1 to 3: GP FOR REVENUE

The Court at the stage of admission made the following :

ORDER:

Heard the learned counsel for the petitioner and learned Government Pleader for Revenue. With the consent of both the parties, the writ petition is disposed of at the stage of admission.

Having recognised the long standing possession of the petitioner over the land in question, for more than 40 years, the Deputy Collector and Mandal Revenue Officer, Saroornagar Mandal, Ranga Reddy District, addressed a letter bearing No.B/5550/2003, dated 1.12.2003, to the Collector, requesting him to pass appropriate orders as to regularizition of the occupation of the petitioner over the land in question, since he is eligible for assignment of the same. The petitioner contends that having recognized his long standing possession over the land in question, the 1st respondent is not considering his case for passing appropriate orders.

In that view of the matter, the 1st respondent is hereby directed to consider the case of the petitioner and pass appropriate orders, in the light of the rules that were issued for assigning the land, if the same is not required for any public purpose.

With the above observation, the writ petition is disposed of. No costs.

14.10.2004

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To

1 The District Collector, Ranga Reddy District, Lakdi-ka-pool,

Hyderabad.
2 The Revenue Divisional Officer, East Division, Ranga Reddy

District, Malakunta, Goshamahal, Hyderabad.
3 The Deputy Collector & Mandal Revenue Officer,
Saroorngar Mandal, Saroorngar -PO, R.R. District.

4. 2 CCS to the G.P. for Revenue, High Court Buildings, High

Court of A.P., Hyderabad (O.U.T.).

5. 2 CD copies.